

REMARKS/ARGUMENTS

This submission is responsive to the Notice of Non-Compliant Amendment mailed November 18, 2008.

The Notice indicated that the amendments to claims 1, 29 and 76 were not in compliance with 37 C.F.R. § 1.173(b)(2) and (d)(2). Above, claims 1, 29 and 76 are revised to present deleted language in brackets, not strikethrough as presented in the paper filed August 8, 2008. For the convenience of the examiner, claim 88, also amended by the August 8, 2008 paper, is represented above as well.

In addition the Notice cited the absence of a supplemental oath/declaration pursuant to 37 C.F.R. § 1.175(b)(1). Submitted herewith is a supplemental declaration executed by the legal representative of the inventor in the language of Form PTO/SB/51S.

Applicant respectfully submits that each informality in the August 8, 2008 paper cited in the November 18, 2008 Notice has been remedied, and kindly requests favorable reconsideration of the instant reissue application.

THIS CORRESPONDENCE IS BEING
SUBMITTED ELECTRONICALLY
THROUGH THE PATENT AND
TRADEMARK OFFICE EFS FILING
SYSTEM ON December 18, 2008.

DJT:stb

Respectfully submitted,



David J. Torrente
Registration No.: 49,099
OSTROLENK, FABER, GERB & SOFFEN, LLP
1180 Avenue of the Americas
New York, New York 10036-8403
Telephone: (212) 382-0700